

UNITED STATES DISTRICT COURT

for the

Western District of Virginia

United States of America)

v.)

Melvin Eugene Mike, Jr.)

Date of Previous Judgment: February 28, 1996)

(Use Date of Last Amended Judgment if Applicable))

Case No: 7:95CR00061-001USM No: 05293-084

Defendant's Attorney

CLERK'S OFFICE U.S. DIST. COURT
AT DANVILLE, VA

FILED

for Roanoke
MAR 24 2008

JOHN F. CORCORAN, CLERK

BY: [Signature]
DEPUTY CLERK

Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of the defendant ☐ the Director of the Bureau of Prisons ☒ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

IT IS ORDERED that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 93 months is reduced to 90*.

I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Previous Offense Level: 13Amended Offense Level: 12Criminal History Category: VICriminal History Category: VIPrevious Guideline Range: 33 to 41 monthsAmended Guideline Range: 30 to 37 months

II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

- ☒ The reduced sentence is within the amended guideline range.
☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.
☐ Other (explain):

III. ADDITIONAL COMMENTS

* Defendant's total term of imprisonment of 90 months consists of 30 months as to count 3 and 60 months as to count 2, to be served consecutively.

Except as provided above, all provisions of the judgment dated Feb. 28, 1996 shall remain in effect.

IT IS SO ORDERED.

Order Date: 3-24-08

[Signature]
Judge's signature

Effective Date: March 3, 2008 4-3-08
(if different from order date)

Senior United States District Judge Jackson L. Kiser
Printed name and title